IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45010 of 2008
1. NAND KUMAR YADAV
2. BHOLA YADAV
BOTH SONS OF RADHA MOHAN YADAV, R/V BIMAWA, P.S. JAGDISHPUR, DISTRICT BHOJPUR----------PETITIONERS.
Versus
STATE OF BIHAR----------OPPOSITE PARTY.

For the Petitioners : Mr. Yogesh Chandra Verma, Sr. Adv.
For the Informant : Mr. Manoj Kumar, Advocate.
For the State : Mr. Atul Chandra, APP.

---

03. 08.12.2008 Learned counsel for the informant has filed Vakalatnama, which is taken on record.

Heard learned counsel for the petitioners, State and the counsel for the informant.

Petitioners are accused in a case under Section 302/34 of the Penal Code. They are named in the First Information Report including Saroj Yadav, Madan Yadav and Dhanji Yadav. There is omnibus allegation of assault against these petitioners as also against Saroj Yadav, Madan Yadav and Dhanji Yadav. Counsel for the petitioners states that Saroj Yadav, Madan Yadav and Dhanji Yadav have already been admitted to the privilege of bail by another bench of this Court under orders dated 17.11.2008 and 3.12.2008 passed in Cr. Misc. Nos. 34992 of 2008 and 47419 of 2008 and with reference to those orders it is submitted that there is nothing to distinguish the case of the petitioners with that of Saroj Yadav, Madan Yadav and Dhanji Yadav.

Counsel for the informant, however, submitted that after the release of Saroj Yadav, he is threatening the informant and other witnesses.

WEB COPY NOT OFFICIAL

Counsel for the petitioners in rejoinder submitted that such submission should not be taken into note by this Court as petitioners have nothing to do with Saroj Yadav and if Saroj Yadav is threatening the informant then the informant should take steps in accordance with law.

Having heard counsel for the parties and having found that the allegation against the petitioners is similar to that of Saroj Yadav, Madan Yadav and Dhanji Yadav, they, namely, Nand Kumar Yadav and Bhola Yadav are directed to be released on bail on furnishing bail bonds of Rs. 5000/- (Five thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Ara in connection with Jagadishpur P.S. Case No. 31 of 2008.

WEB COPY NOT OFFICIAL

(V.N.Sinha,J.)

Rajesh/